

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

October 27, 2005

SCHIFF HARDIN, LLP PATENT DEPARTMENT 6600 SEARS TOWER 233 SOUTH WACKER DRIVE CHICAGO, IL 60606-6473 US

Dear Sir/Madam,

Your refund request for 10522318 in the amount of \$400.00 has been denied .

Monies were refunded back to credit card on 5/17/05.

PCT - National 703 308-9140 x231

PATEND NOT SHORE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE REQUEST FOR REFUND UNDER 37 CFR 1.26(a)

2005 748 12 74 2-57

ATTN: MAIL STOP 16

APPLICANT:

Manfred Fuchs

CONFIRMATION NO.: 5973

SERIAL NO.:

10/522,318

GROUP ART UNIT: 1752

FILED:

January 25, 2005

TITLE:

"NEEDLE-SHAPED X-RAY FLUORESCENT MATERIAL, AND

METHOD FOR VAPOR-DEPOSITION THEREOF ON A

SUBSTRATE"

Mail Stop 16
Refunds Section of Receipts
Division of Office of Finance
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR:

The Deposit Account (#501519) for the undersigned counsel's law firm was charged \$400.00 on May 17, 2005. The indicated fee code 1642 indicates a National Stage Search Fee under 1.492(b)(2). A copy of the posting sheet showing the charge is attached hereto.

The undersigned counsel submitted a National Stage Application for the above captioned case on January 25, 2005. At that time Applicant's counsel submitted what was believed to be all required fees, including the \$400.00 search fee, as check number 329641 (copy of cancelled check enclosed). After reviewing 37 CFR 1.492(b)(2) Applicant's counsel submits that the fee could only be a maximum of \$100.00. Because it is believed that the correct fee was submitted at the time of filing, the undersigned counsel it is believed that no additional search fee is due.

It is therefore believed that the \$400.00 charge was made in error, and a refund of this amount is respectfully requested. This refund is requested to be effected by crediting the aforementioned Deposit Account No. 501519 in the amount of \$400.00. A duplicate copy of this sheet is attached.

If there is some other reason for the charge of \$400.00, we would appreciate being advised of the specifics.

Submitted by,

Mark Bergner

(Reg. 45,877)

SCHIFF HARDIN LLP - Patent Department 6600 Sears Tower - 233 South Wacker Drive

ars Tower - 233 South Wacker Driv Chicago, Illinois 60606

CUSTOMER NO. 26574

Telephone: 312/258-5781 Attorneys for Applicants.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Mail Stop 16, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on August 9, 2005.

Mark Bergner

Mark Bergner

CH2\ 1262894.1





Deposit Account Statement

Requested Statement Month:

May 2005

Deposit Account Number:

501519

Name:

Attention:

SCHIFF HARDIN LLP

AUBREY M. TOKARZ

Address:

SUITE 6600 SEARS TOWER CHICAGO

City:

IL

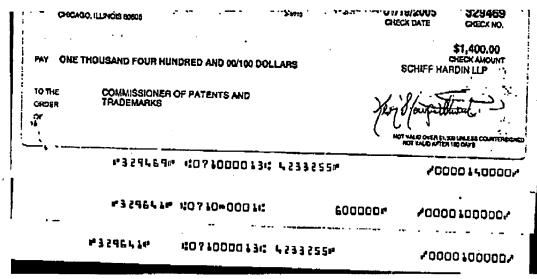
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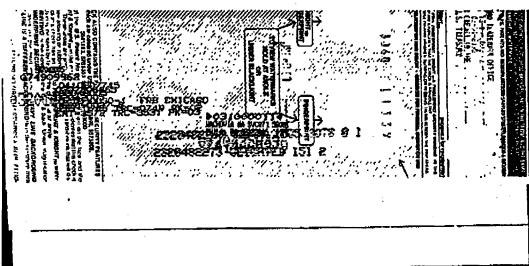
60606-6473

Country:

UNITED STATES OF AMERICA

DATE SE	Q POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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05/04 4	10514229	P04,0432	1615	\$18.00	\$14,346.25
05/06 2	10515757	P04,0463	1617	\$130.00	\$14,216.25
05/06 3	10515757	P04,0463	1618	\$130.00	\$14,086.25
05/06 11	10344351	P03,0054	1202	\$50.00	\$14,036.25
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05/18 346	PCT/US05/16315	P04,0074-WO	1703	\$80.00	\$12,871.25
05/18 348	PCT/US05/16315	P04,0074-WO	8007	\$20.00	\$12,851.25
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Posting Date 2005 Feb 07 Prime Sequence 720435843 Amount \$1,000.00 Bank 07100001 Account: 4233255 Serial Field 000000329641 Bank No. 111 item type P IRD